

HOUSE BILL 4060

By Richardson

AN ACT to amend Tennessee Code Annotated, Title 68,  
relative to the punishment for certain  
environmental violations.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1.

(a) Notwithstanding any other provision of the law to the contrary, any person firm or corporation that commits a violation of state law or departmental regulation involving the improper dumping or disposal of solid waste, hazardous waste, toxic waste or nuclear waste shall be required to pay any civil penalty or fine imposed by the court or the department to the department. The department shall use the civil penalty or fine to contract for the remediation of the violation. Neither the violator nor any subsidiary, subcontractor or employee of the violator shall be permitted to bid on the remediation contract or participate in the clean-up of the violation.

(b) No violation for improper dumping or disposal of the materials specified in subsection (a) shall be subject to any form of pre-trial or judicial diversion, probation nor shall the violation be subject to expungement.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.